

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS  
EASTERN DIVISION

JOHN J. VAUGHN, GERALD A.  
KALBFLEISCH, MICHAEL HATHAWAY, and  
MYRTLE HATHAWAY,

Plaintiffs,

v.

PUTNAM INVESTMENT MANAGEMENT,  
LLC and PUTNAM RETAIL MANAGEMENT,  
LIMITED PARTNERSHIP,

Defendants.

Civil Action No. 04-10988-GAO

**PLAINTIFFS' ASSENTED TO MOTION FOR LEAVE TO FILE A REPLY  
MEMORANDUM IN SUPPORT OF PLAINTIFFS' REVISED MOTION TO COMPEL  
DEFENDANTS TO RESPOND TO PLAINTIFFS' FIRST SET OF REQUESTS FOR  
THE PRODUCTION OF DOCUMENTS**

Plaintiffs respectfully move the Court, pursuant to Local Rule 7.1(B)(3), for leave to file a reply memorandum in further support of their revised motion for an order compelling Defendants to produce the documents requested in Plaintiffs' First Set of Requests for the Production of Documents. As grounds for this motion, Plaintiffs state as follows:

1. On April 27, 2006, Plaintiffs filed their Motion to Compel Defendants to Respond to Plaintiffs' First Set of Requests for the Production of Documents.
2. On May 11, 2006, Defendants filed their Opposition thereto.
3. After a hearing before the Court on August 2, 2006, Plaintiffs filed their Revised Motion to Compel Defendants to Respond to Plaintiffs' First Set of Requests for the Production of Documents on September 11, 2006.
4. On September 18, 2006, Defendants filed their Opposition thereto.

5. Plaintiffs' proposed Reply Memorandum is needed to address concisely the arguments and authorities Defendants raise in their Opposition.

4. Defendants do not oppose the relief sought by this motion.

**CERTIFICATION UNDER LOCAL RULE 7.1(a)(2)**

The undersigned hereby certifies that Plaintiffs' counsel has conferred with counsel for Defendants, who do not oppose the relief sought by this motion.

Dated: November 10, 2006

Respectfully submitted,

/s/ Meghan E. Walt

David E. Marder (BBO #552485)  
Marc N. Henschke (BBO #636146)  
Lisa A. Fernald (BBO #631059)  
Jonathan D. Mutch (BBO #634543)  
Meghan E. Walt (BBO #658971)  
Robins, Kaplan, Miller & Ciresi LLP  
800 Boylston Street, 25th Floor  
Boston, MA 02199  
E-mail: MEWalt@rkmc.com  
(617) 267-2300

**CERTIFICATE OF SERVICE**

I, Meghan E. Walt, hereby certify that this document filed through the ECF system on November 10, 2006, will be served electronically to the registered participants as identified on the Notice of Electronic Filing and paper copies will be sent to those non-registered participants.

/s/ Meghan E. Walt

Meghan E. Walt  
Robins, Kaplan, Miller & Ciresi LLP  
800 Boylston Street, 25th Floor  
Boston, MA 02199  
E-mail: MEWalt@rkmc.com  
(617) 267-2300